

**MONDAY, JANUARY 22, 1996**

**FIFTY-SECOND LEGISLATIVE DAY**

The House met at 5:00 and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Pinion.

Representative Pinion led the House in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present ..... 95

Representatives present were: Armstrong, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Pinion, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh – 95.

**PRESENT IN CHAMBER**

Representative(s) Arriola was/were recorded as being present in the Chamber.

**EXCUSED**

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Phillips; business reasons.

Representative Purcell; death in family.

Representative Pruitt; personal reasons.

**SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Resolution No. 155:** Rep(s). White and Ridgeway as prime sponsor(s).

**SIGNED  
January 22, 1996**

The Speaker signed the following: House Joint Resolution(s) No(s). 374.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
January 22, 1996**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 374; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE  
January 22, 1996**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1948; also, Senate Joint Resolution(s) No(s). 297; both for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**ENGROSSED BILLS  
January 22, 1996**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 374.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
January 22, 1996**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 293; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**\*Senate Joint Resolution No. 293--** Memorials, Commending -- Universal Fasteners.  
by \*Springer.

### INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

**House Resolution No. 154** -- General Assembly, Statement of Intent or Position - Limits use of legislative voice mail; voice mail cannot be used during the legislative session, Monday through Friday, 8:00 a.m. to 4:30 p.m. by \*Rhinehart.

State & Local Government Committee

**House Joint Resolution No. 394** -- Memorials, Congress - Urges delay of consideration of recommendations to privatize hydroelectric power generating, recreation and flood control facilities operated by certain federal agencies. by \*Buck.

Commerce Committee

### RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for January 24, 1996:

**House Resolution No. 157** -- Memorials, Sports - Coach Tim Thompson. by \*Brooks, \*Jones U (Shelby), \*DeBerry L, \*Miller L, \*Towns, \*Armstrong, \*DeBerry J, \*Turner (Shelby), \*Langster, \*Jones R (Shelby), \*Brown.

**House Joint Resolution No. 397** -- Memorials, Public Service - Fentress County Hospital. by \*Windle.

### SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for January 24, 1996:

**Senate Joint Resolution No. 286** -- Memorials, Death - Mrs. Ellen Elizabeth "Tottie" Moore Ellis. by \*Henry.

**Senate Joint Resolution No. 287** -- Memorials, Death - Louise Littleton Davis. by \*Henry.

**Senate Joint Resolution No. 289** -- Memorials, Death - Nettie Lee Slemp Nave. by \*Crowe.

**\*Senate Joint Resolution No. 293** -- Memorials, Commending -- Universal Fasteners. by \*Springer.

## INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

**House Bill No. 2241** -- Rutherford County - Subject to local approval, increases bid limit for general offices. Amends Chapter 421 of the Private Acts of 1943. by \*Bragg, \*Beavers, \*Eckles.

**House Bill No. 2242** -- County Government - Expands scope of county charter by permitting revision of constitutional officer duties. Amends TCA Title 5, Chapter 1. by \*Bragg, \*Kisber, \*Bittle, \*Purcell, \*Turner (Shelby).

**House Bill No. 2243** -- Metropolitan Government - Authorizes creation of metropolitan charter Commission by petition; makes county funding level for Commission more flexible. Amends TCA Title 7, Chapter 2. by \*Bragg, \*Kisber, \*Bittle, \*Purcell, \*Turner (Shelby).

**House Bill No. 2244** -- Intergovernmental Relations - Revises quorum requirements of advisory Commission on intergovernmental relations; removes Commission's responsibility to study grant programs. Amends TCA Title 4, Chapter 10. by \*Bragg, \*Kisber, \*Bittle, \*Purcell, \*Turner (Shelby).

**House Bill No. 2245** -- Emergency Communication Districts - Changes composition of Shelby County emergency Communication district boards to include actively engaged firefighter; increases professional representation on such board. Amends TCA Title 7, Chapter 86. by \*Jones U (Shelby), \*Miller L, \*Brooks, \*Turner (Shelby), \*DeBerry J, \*Jones R (Shelby), \*Byrd, \*DeBerry L.

**House Bill No. 2246** -- Alcoholic Beverages - Allows Shelby County and Memphis to revoke or suspend beer permits through local courts. Amends TCA Title 57, Chapter 5. by \*DeBerry J, \*Miller L, \*Bowers.

**House Bill No. 2247** -- Taxes, Sales - Adds arena football to franchise which enables municipality to receive sales tax on concessions and sales to aid sports authorities. Amends TCA Title 7, Chapter 67 and Title 67, Chapter 6, Part 7. by \*Chumney, \*Miller L.

**House Bill No. 2248** -- Criminal Offenses - Expands scope of school safety zone; establishes enhancement factor for certain criminal offenses committed in school safety zone. Amends TCA Section 40-35-114 and Section 49-2-116. by \*Newton, \*Bird.

**House Bill No. 2249** -- Benton - Subject to local approval, revises provisions relative to qualified electors in town elections, and appointment, retention, promotion, transfer, discipline and termination of officers and personnel. Amends Chapter 204 of the Private Acts of 1988. by \*Newton.

**House Bill No. 2250** -- Criminal Procedure - Makes manner of paying fine under pretrial diversion part of memorandum of understanding. Amends TCA Section 40-15-105. by \*Newton, \*Bird.

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**House Bill No. 2251** -- Privacy, Confidentiality - Allows principal of public school and other school personnel designated by principal access to records of student in state custody enrolled in principal's school . Amends TCA Section 10-7-504; Section 37-1-153 and Section 37-1-154. by \*Newton, \*Bird.

**\*House Bill No. 2252** -- Commerce and Insurance, Dept. of - Increases maximum number of actuaries who may be employed by Commissioner; increases maximum number of members who may be appointed to serve on Commissioner's advisory Committee on health insurance industry and related health fields. Amends TCA Title 56. by \*McKee.

**\*House Bill No. 2253** -- Education - Removes private and parochial schools from attendance and truancy report requirements for children less than seven years of age. Amends TCA Section 49-6-3007. by \*Joyce.

**\*House Bill No. 2254** -- Education - Authorizes Commissioner of education to purchase uniform liability insurance policy for certified public school personnel. Amends TCA Section 49-1-201. by \*Gunnels.

**House Bill No. 2255** -- County Officers - Upon adoption of resolution by Loudon County legislative body by July 15, 1996, removes law enforcement powers of Loudon County constables on date resolution adopted; abolishes office of constable effective September 1, 1998. Amends TCA Section 8-10-101; Section 8-10-108; Section 40-6-210; Section 55-8-152; Section 57-5-202 and Section 57-9-101. by \*Gunnels, \*Kerr.

**House Bill No. 2256** -- Criminal Procedure - Allows children 13 years or younger to testify in court proceedings by means of two way closed circuit television in sexual abuse cases. Amends TCA Title 24, Chapter 7. by \*Napier.

**\*House Bill No. 2257** -- Education, Higher - Changes date for report from Higher Education Commission from February 15 to March 1. Amends TCA Title 49. by \*Pinion.

**\*House Bill No. 2258** -- Districting, Congressional - Revises composition of Districts 1 and 2. by \*Boyer.

**House Bill No. 2259** -- Highway Signs - Authorizes counties to place certain signs on state highway rights-of-way. Amends TCA Section 54-21-110 and Section 54-5-703. by \*Callicott, \*Williams (Williamson).

**House Bill No. 2260** -- Pensions and Retirement Benefits - Authorizes TCRS membership and benefits based on prior service as county Commissioner or county court member if county authorizes such membership. Amends TCA Section 8-35-226. by \*Cole (Carter), \*Patton.

**House Bill No. 2261** -- Education - Deletes out-dated time reference on duty free lunch periods and duty-free planning times. Amends TCA Title 49. by \*Davidson.

**House Bill No. 2262** -- Education - Provides that tests used in implementing Sanders' model evaluation program be replaced only after test has been in actual use 12 months. Amends TCA Title 49. by \*Davidson.

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**House Bill No. 2263** -- Education - Provides that Tennessee higher education Commission shall meet at least once a year in Nashville; other meetings may be held in Nashville or at other locations where there are public institutions of higher education. Amends TCA Title 49, by \*Davidson.

**House Bill No. 2264** -- Tennessee Higher Education Commission - Removes constitutional officers from Commission. Amends TCA Title 49, Chapter 7, Part 2, by \*Davidson.

**\*House Bill No. 2265** -- Local Education Agency - Allows parent or guardian to inspect, review, and copy all instructional materials, including films, tapes, computer programs and networks, and any material used, viewed by, or made available to students, by \*Davidson.

**House Bill No. 2266** -- Education - Changes from 45 to 60 number of days allowed for filing objection on state board action under career ladder process. Amends TCA Title 49, Chapter 5, Part 50 through 56, by \*Davidson.

**\*House Bill No. 2267** -- Zoning - Authorizes counties having charter form of government to amend zoning ordinances by resolution; validates certain previously enacted zoning amendments which were accomplished by resolution rather than ordinance. Amends TCA Title 5, Chapter 1, Part 2 and Section 13-7-105, by \*Boyer.

**\*House Bill No. 2268** -- Claims Commission, Tennessee - Creates fourth division by dividing eastern division into mid-eastern and eastern divisions; creates new claims Commissioner position for mid-eastern division. Amends TCA Title 9, Chapter 8, Part 3, and Title 9, Chapter 8, Part 4, by \*Ritchie.

**\*House Bill No. 2269** -- Adoption - Reduces, from 60 to 45 days, period in which DHS or licensed child placing agency must report to court regarding suitable permanent plan. Amends TCA Titles 36 and 37, by \*Ritchie.

**House Bill No. 2270** -- Taxes, Real Property - Establishes 100 percent property tax exemption for property on National Register of Historic Places, owned by charitable institution, rented less than 120 days a year for two day events; proceeds from rentals used to maintain and upkeep property. Amends TCA Title 67, Chapter 5, Part 2, by \*Ritchie.

**House Bill No. 2271** -- Inheritance Laws - Authorizes surviving joint tenant or tenant by the entirety to disclaim as separate interest property or interest devolving by right of survivorship; applies to property or interest received on or after 1/1/88. Amends TCA Section 31-1-103, by \*Ritchie.

**House Bill No. 2272** -- Local Government, General - Revises law concerning charter government unification. Amends TCA Title 7, Chapter 21, by \*Ritchie.

**\*House Bill No. 2273** -- Eminent Domain - Prohibits municipality from condemning land for industrial park in county outside county where municipality located without obtaining approval of county where land located; applies to all eminent domain actions

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

initiated but where final determination not made. Amends TCA Section 13-16-203. by \*Roach, \*Davis, \*Williams (Union).

**\*House Bill No. 2274** -- DUI/DWI Offenses - Makes vehicle used in Commission of person's third or subsequent DUI subject to forfeiture; provides for disposition of proceeds. Amends TCA Title 40, Chapter 33, Part 2; Title 55, Chapter 50 and Title 55, Chapter 10. by \*Curtiss, \*McDonald, \*Beavers.

**\*House Bill No. 2275** -- County Officers - Removes prohibition against changing salary of county executive during such official's term of office. Amends TCA Section 8-24-114. by \*Huskey, \*Westmoreland.

**House Bill No. 2276** -- Education - Establishes teachers' rights when school system has structural change. Amends TCA Section 49-5-203. by \*Davidson.

**\*House Bill No. 2277** -- Flags - Restricts use of state flag or seal for commercial purposes. Amends TCA Title 4, Chapter 1, Part 3 and Title 39, Chapter 17, Part 3. by \*Callicott, \*Williams (Williamson), \*Fowlkes, \*Stamps, \*Davidson, \*Coffey.

**House Bill No. 2278** -- Fiduciaries - Permits appointment of more than one custodian on transfer; allows minor's name to be placed first on transfer. Amends TCA Title 35, Chapter 7. by \*Fowlkes, \*Callicott.

**\*House Bill No. 2279** -- Teachers - Allows retired teachers to work as substitute teachers without renewing teaching certification. Amends TCA Section 49-3-312. by \*Williams (Union), \*Roach, \*Boyer, \*Davis, \*Huskey.

**House Bill No. 2280** -- Highway Signs - "Ike M. Shoffner Memorial Bridge," Indian Creek Crossing on S.R. 63, Claiborne County. by \*Williams (Union).

**\*House Bill No. 2281** -- Juvenile Offenders - Requires juvenile offender age 16 and up charged with first degree murder be tried as adult. Amends TCA Section 37-1-134. by \*Windle.

**\*House Bill No. 2282** -- Taxes, Privilege - Imposes privilege tax upon unlawful conduct involving controlled substances. Amends TCA Title 67, Chapter 4, Part 4. by \*Windle.

**House Bill No. 2283** -- Alcoholic Beverages - Redefines "premises" to include historic district plus four blocks relative to sale of alcoholic beverages. Amends TCA Section 57-4. by \*Kernell, \*Miller L.

**\*House Bill No. 2284** -- Criminal Offenses - Prohibits rental or sale of motion picture videos designated as "R" or "NC-17" movies to minors. Amends TCA Section 39-17-907. by \*Shirley, \*Newton, \*Haley, \*Hassell, \*Beavers.

**\*House Bill No. 2285** -- Criminal Offenses - Prohibits libraries from renting motion picture videos designated as "R" or "X" movies to minors. Amends TCA Section 39-17-907. by \*Shirley, \*Newton, \*Beavers.

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**\*House Bill No. 2286** -- Insurance, Motor Vehicles - Enacts "Mandatory Insurance Act of 1996." Amends TCA Title 55 and Title 56, and to enact the "Mandatory Insurance Act of 1996". by \*Shirley, \*Haley, \*Hassell.

**\*House Bill No. 2287** -- Day Care - Extends period exempt child care facilities operating in connection with churches, business establishments or recreational facilities may care for children of parents involved in short-term activities, from six to nine hours. Amends TCA Section 71-3-527. by \*Beavers, \*West.

**\*House Bill No. 2288** -- Historical Sites - Authorizes state to sell certain land to non-profit corporations which contains building of historical significance under certain conditions. Amends TCA Title 4, Chapter 13 and Title 12, Chapter 2, Part 1. by \*Beavers.

**\*House Bill No. 2289** -- Education, Higher - Allows LEAs to provide interest free loans to teachers seeking post-graduate degree in subject area or field in which they teach. Amends TCA Title 49, Chapter 5. by \*Ritchie.

**\*House Bill No. 2290** -- Welfare - Revises eligibility requirements and other provisions under AFDC program. Amends TCA Title 71. by \*Ritchie.

**\*House Bill No. 2291** -- Divorce and Annulment - Makes state or local pension funds subject to assignment as part of qualified domestic relations order. Amends TCA Section 8-36-111 and Section 26-2-104. by \*Ritchie.

**House Bill No. 2292** -- Motor Vehicles, Titling and Registration - Authorizes issuance of special plates depicting support for St. Jude Children's Research Hospital. Amends TCA Title 55, Chapter 4. by \*Byrd, \*Naifeh, \*Rinks.

**\*House Bill No. 2293** -- County Officers - Specifies qualifications for candidates for office of constable. Amends TCA Title 8, Chapter 10. by \*Phelan.

**\*House Bill No. 2294** -- County Officers - Prescribes regulations and specifications for markings and equipment on constable patrol cars. Amends TCA Title 8, Chapter 10. by \*Phelan.

**\*House Bill No. 2295** -- County Officers - Prescribes dress code for constables. Amends TCA Title 8, Chapter 10. by \*Phelan.

**\*House Bill No. 2296** -- Driver Licenses - Revokes driver license if student fails to maintain satisfactory academic progress in school. Amends TCA Section 49-6-3017; Section 55-50-502 and Sections 55-50-511 through 55-50-514. by \*White, \*Fitzhugh, \*McMillan, \*Hargrove, \*Williams (Williamson), \*McDonald, \*Curtiss, \*Roach, \*Rinks.

**House Bill No. 2297** -- Workers' Compensation - Increases required meetings from two to four times per year for workers' compensation advisory council. Amends TCA Title 50 and Title 56. by \*Coffey.

**House Bill No. 2298** -- Teachers - Allows teachers with Montessori training at particular grade levels to qualify under that certification in terms of satisfying state grade

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

level certification requirements. Amends TCA Title 49. by \*Coffey.

**House Bill No. 2299** -- Crime, Victims of - Allows juries determining value of stolen or destroyed property for purposes of restitution order to consider replacement cost of property and condition in which returned to rightful owner. Amends TCA Section 40-20-116. by \*Coffey.

**House Bill No. 2300** -- Jails, Local Lock-ups - Authorizes county or municipality to adopt plan to require inmates in local jail or workhouse to pay co-pay amount for any medical care, treatment or pharmacy services provided inmate; allows county or municipality to seek reimbursement from insurance companies for medical expenses provided on behalf of inmate. Amends TCA Title 41, Chapter 4, Part 1. by \*Coffey.

**House Bill No. 2301** -- Bail, Bail Bonds - Allows, in setting amount of bail for criminal defendant, magistrate to consider defendant's prior criminal record and likelihood will pose risk of danger to community. Amends TCA Title 40, Chapter 11. by \*Coffey.

**\*House Bill No. 2302** -- Judges and Chancellors - Requires judges of county and state trial courts in judicial district comprised of single county to run from districts established according to population. Amends TCA Title 16, Chapter 2. by \*Jones R (Shelby), \*Bowers.

**House Bill No. 2303** -- Administrative Procedure - Increases from five to ten number of persons required to petition for rule modification or repeal. Amends TCA Title 4. by \*Napier.

**\*House Bill No. 2304** -- Highway Signs - "Buford D. Beadle Memorial Bridge," Highway 64, Bradshaw Creek. by \*Fowlkes.

**\*House Bill No. 2305** -- Highway Signs - "Carolyn Foster - Diane Collins Memorial Bridge," Richland Creek, Pulaski Bypass. by \*Fowlkes.

**\*House Bill No. 2306** -- Highway Signs - "Kelly D. Phillips Memorial Bridge," Highway 31, north of Pulaski. by \*Fowlkes.

**House Bill No. 2307** -- Kingsport - Subject to local approval, authorizes hotel/motel tax be increased from 4 to 5 percent of consideration charged. Amends Chapter 46 of the Private Acts of 1981, as amended by Chapter 10 of the Private Acts of 1989. by \*Westmoreland, \*Ramsey.

**\*House Bill No. 2308** -- Fees - Exempts florists from fee levied on nursery stock or other plant material plant dealer certificates if the florist does not grow plants. Amends TCA Title 43, Chapter 1, Part 7. by \*Ridgeway.

**House Bill No. 2309** -- Motor Vehicles, Titling and Registration - Allows for issuance of special license plates for members of Delta Sigma Theta Sorority, Inc. Amends TCA Title 55, Chapter 4. by \*Armstrong, \*DeBerry L, \*Miller L, \*Brooks, \*Jones U (Shelby), \*Bowers.

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**\*House Bill No. 2310** -- Health - Urges insurance providers providing coverage for pregnancy to provide information to policyholders or enrollees on necessity of obtaining prenatal care and importance of diet and lifestyle during pregnancy. Amends TCA Title 56; Title 63; Title 68 and Title 71. by \*Chumney.

**\*House Bill No. 2311** -- Health - Removes reference to "lavatories" in Restroom Equity Law of 1994. Amends TCA Title 68, Chapter 120, Part 5. by \*Chumney.

**\*House Bill No. 2312** -- Domestic Violence - Authorizes judges to require abusive spouse to seek counseling in domestic violence cases. Amends TCA Title 36. by \*Chumney.

**\*House Bill No. 2313** -- Women - Mandates that newly constructed football stadiums in Nashville build more restrooms for women than for men, in compliance with TCA 68-120-503 Amends TCA Title 68, Chapter 120, Part 5. by \*Chumney.

**\*House Bill No. 2314** -- TennCare - Requires TennCare Bureau to file report with general assembly containing data and statistics relative to health care provided to women Amends TCA Title 71, Chapter 5, Part 1. by \*Chumney.

**\*House Bill No. 2315** -- Managed Care Organizations - Requires MCOs to maintain 24 hour toll-free number to advise TennCare enrollees of plan's drug formulary and to develop plan to allow doctors to prescribe drugs not on formulary. Amends TCA Title 56; Title 63; Title 68 and Title 71. by \*Rhinehart.

**\*House Bill No. 2316** -- Pensions and Retirement Benefits - Authorizes purchaser of certain retirement credits in TCRS through monthly installments. Amends TCA Title 8, Chapter 37, Part 2. by \*Rhinehart.

**House Bill No. 2317** -- Public Service Commission - Changes from May 26, 1995 to December 31, 1995, date by which employees of public service Commission must have completed six months service in order to qualify for career service status. Amends TCA Title 65, Chapter 1, Part 3. by \*Rhinehart, \*Head.

**\*House Bill No. 2318** -- Taxes, Sales - Redefines "industrial machinery" for sales and use tax purposes to include component parts necessary for mechanical or chemical actions or operations of machinery. Amends TCA Title 67, Chapter 6. by \*Rhinehart.

**\*House Bill No. 2319** -- Firearms and Ammunition - Reduces from 30 to 15 days time within which holder of handgun carry permit must notify sheriff of permittee's principal place of residence or any change in such place of residence. Amends TCA Title 39, Chapter 17, Part 13. by \*Herron.

**House Bill No. 2320** -- DUI/DWI Offenses - Increases amount of time court may prohibit person convicted of first time DUI offense from six months to one year. Amends TCA Title 55, Chapter 10, Part 4. by \*Herron.

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**\*House Bill No. 2321** -- Privacy, Confidentiality - Clarifies patient's medical records of health care provider are not public records and no requirement to furnish records deemed to impair privilege of confidentiality conferred by law on patients, personal representatives or heirs. Amends TCA Title 63, Chapter 2. by \*Herron.

**House Bill No. 2322** -- Carroll County - Subject to local approval, increases non-publication purchase limit of county purchasing agent from \$2,500 to \$5,000. Amends Chapter 23 of the Private Acts of 1975. by \*Phelan, \*Herron.

**\*House Bill No. 2323** -- Alcoholic Offenses - Exempts professional testing of interlock devices from criminal penalties of starting vehicle. Amends TCA Title 55. by \*Herron.

**House Bill No. 2324** -- Limitation of Actions - Increases time within which civil action for slanderous words spoken must be commenced from six months to one year. Amends TCA Title 20; Title 24; Title 25; Title 28 and Title 29. by \*Buck.

**House Bill No. 2325** -- Highway Signs - Adds "interpretative activities" to types of activities to which the tourist oriented directional sign program available. Amends TCA Title 54, Chapter 5, Part 13. by \*Buck.

**House Bill No. 2326** -- Guardianship - Gives conservator 120, rather than 60, days from date conservatorship terminates to file preliminary final accounting with court. Amends TCA Title 34 and Title 35. by \*Buck.

**House Bill No. 2327** -- Criminal Procedure - Requires district attorney to file with court notice of intent to seek enhanced punishment against defendant within five business days of trial rather than ten days. Amends TCA Title 40; Title 53 and Title 55. by \*Buck.

**House Bill No. 2328** -- Child Abuse - Redefines "child abuse" by eliminating reasonably applied corporal punishment. Amends TCA Title 39, Chapter 15, Part 4. by \*Buck.

**House Bill No. 2329** -- Highway Signs - Beginning in 1997, changes from January 31 to July 31 date on which gross receipt royalty payments for specific service signs made to state. Amends TCA Title 54, Chapter 5, Part 11. by \*Buck.

**\*House Bill No. 2330** -- Professions and Occupations - Enacts "Client Access to Records Act.". by \*Buck.

**\*House Bill No. 2331** -- Highways, Roads and Bridges - Requires notification by county highway Commission to adjoining landowners before road can be designated as "county road." Amends TCA Section 54-8-102. by \*Buck.

**House Bill No. 2332** -- Criminal Offenses - Increases penalty for offense of abandoning airtight container from Class B to Class A misdemeanor. Amends TCA Title 39; Title 41 and Title 55. by \*Buck.

**House Bill No. 2333** -- Tennessee Regulatory Authority - Prohibits TRA directors from entering into employment, consulting, or representation arrangement with entity or entity's subcontractors regulated by TRA for one year period after leaving TRA. Amends TCA Section 65-1-202. by \*Buck.

**House Bill No. 2334** -- Employees, Employers - Adds additional protection to employer disclosing information to prospective employer. Amends TCA Title 50, Chapter 1. by \*Patton, \*DeBerry J, \*Brown, \*Newton, \*Clabough, \*Sharp.

**House Bill No. 2335** -- Pensions and Retirement Benefits - Authorizes up to one year of retirement credit based on temporary or part-time service by certain instructional personnel at board of regents institutions. Amends TCA Title 8, Chapters 34 and 35. by \*Patton, \*Brown, \*Newton.

**House Bill No. 2336** -- Utilities, Utility Districts - Authorizes board or other administrative agencies empowered to operate urban type public facilities to contract with private persons to provide services and facilities. by \*Cantrell.

**\*House Bill No. 2337** -- Bad Checks - Establishes presumption of fraudulent intent and knowledge of insufficient funds when drawer of check had no account with bank or other drawee of such check at time issued or dishonored. Amends TCA Title 39, Chapter 14, Part 1. by \*Ramsey.

**\*House Bill No. 2338** -- Alcoholic Beverages - Prohibits beer sales at drive through windows. Amends TCA Title 57, Chapter 5. by \*Ramsey.

**House Bill No. 2339** -- Custody and Support - Conforms child custody law to provisions of Uniform Child Custody Jurisdiction Act. Amends TCA Title 36, Chapter 6, Part 2. by \*Ramsey.

**House Bill No. 2340** -- Motor Vehicles - Prohibits closing of portable weigh inspection station within 100 miles of highway point of entry to state without specific statutory authorization. Amends TCA Title 55. by \*Ramsey.

**House Bill No. 2341** -- Game and Fish Laws - Restricts use of TWRA funds; adds supplemental license fee for striped bass. Amends TCA Title 70, Chapter 2. by \*Williams (Union).

**\*House Bill No. 2342** -- Sexual Offenses - Requires health care providers to report conditions indicative of statutory rape. Amends TCA Title 38, Chapter 1. by \*DeBerry J, \*Brooks, \*Pruitt.

**House Bill No. 2343** -- Municipal Government - Clarifies that home rule municipalities may set penalties to cover administrative expenses for correction of municipal violations. Amends TCA Title 6, Chapter 54. by \*DeBerry J, \*Bowers.

**\*House Bill No. 2344** -- Education - Enacts "Hepatitis A Protection and Control Act." Amends TCA. by \*DeBerry L, \*DeBerry J.

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**House Bill No. 2345** -- Taxes, Franchise - Defines "foreign entity" and "closely affiliated" corporation for purposes of franchise tax deductions. Amends TCA Section 67-4-905. by \*Bragg, \*Eckles.

**House Bill No. 2346** -- State Government - Authorizes creation of postmortem examination department to investigate deaths. Amends TCA Title 38, Chapter 7. by \*Bragg.

**\*House Bill No. 2347** -- Criminal Offenses - Establishes criminal offenses of failure to supervise child and flagrant failure to supervise child. Amends TCA Title 39, Chapter 15, Part 4. by \*Fitzhugh.

**\*House Bill No. 2348** -- Employees, Employers - Requires employers to allow employees with school children time off to visit children's school, as required by school personnel. Leave to be with or without pay at employer's discretion. Amends TCA Title 50, Chapter 1, Part 3. by \*Fitzhugh.

**House Bill No. 2349** -- Ripley - Subject to local approval, grants voting privileges to freeholders of Commercial or residential property within corporate limits; property to be large enough to construct dwelling or business. Amends Chapter 223 of the Acts of 1901; as amended. by \*Fitzhugh.

**\*House Bill No. 2350** -- Tort Liability - Clarifies that act applies to "local education agencies" rather than "school districts." Amends TCA Title 29, Chapter 20. by \*Fitzhugh.

**House Bill No. 2351** -- Whiteville - Subject to local approval, abolishes residency requirements for offices of chief of police and recorder. Amends Chapter 280 of the Acts of 1901. by \*Fitzhugh.

**\*House Bill No. 2352** -- Motor Vehicles, Titling and Registration - Authorizes issuance of special license plates for members of Ducks Unlimited. Amends TCA Title 55, Chapter 4. by \*Fitzhugh, \*Herron, \*Williams (Williamson).

**\*House Bill No. 2353** -- Tort Liability - Clarifies that acts of defendant, prisoner or inmate released under certain programs do not create civil liability against state. Amends TCA Section 9-8-307. by \*Kerr.

**\*House Bill No. 2354** -- Motor Vehicles, Titling and Registration - Clarifies appropriate place to renew certificate of registration for non Commercial vehicle is office of county clerk of owner's legal residence instead of owner's residence. Amends TCA Section 55-4-105. by \*Kerr.

**House Bill No. 2355** -- Purchasing - Enacts "Privatization Contractor Public Accountability Act of 1996." Amends TCA Title 8, Chapter 4. by \*Brown, \*Armstrong, \*Miller L, \*Pruitt, \*Brooks, \*Jones R (Shelby).

**House Bill No. 2356** -- Local Education Agency - Directs local boards of education to annually select at least four high school students to serve as advisory, non-voting

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

members of board. Amends TCA Title 49, Chapter 2. by \*Brown, \*Armstrong, \*Patton, \*Jones R (Shelby), \*Jones U (Shelby), \*Bowers, \*Brooks.

**House Bill No. 2357** -- Civil Service - Restricts scope of and more clearly defines those positions in state service which constitute executive service for purposes of civil service system. Amends TCA Title 8, Chapter 30. by \*Brown, \*Jones U (Shelby), \*Armstrong, \*Miller L, \*Brooks, \*Jones R (Shelby).

**House Bill No. 2358** -- Education - Establishes program of technical support and assistance to encourage and facilitate efforts by LEAs to ensure that teachers possess skills and resources needed to instruct students in capabilities and usage of modern computer technology; requires, within each LEA, designation or employment of classroom computer technology coordinator. Amends TCA Title 49, Chapter 1 and Title 49, Chapter 2. by \*Brown, \*Ritchie, \*Stulce, \*Patton, \*Jones U (Shelby), \*Armstrong, \*Miller L, \*Brooks, \*Jones R (Shelby), \*Pruitt, \*Bowers.

**House Bill No. 2359** -- Human Rights - Expands membership and duties of human rights Commission. Amends TCA Title 4, Chapter 21, Part 2 and Title 4, Chapter 29, Part 2. by \*Brown, \*Brooks, \*Bowers, \*Pruitt.

**\*House Bill No. 2360** -- Salaries and Benefits - Provides that staff attorney positions, in executive and legislative branches, constitutional offices, and Tennessee regulatory authority, will be at least equivalent to salaries provided for district public defenders and assistant public defenders. by \*Turner (Hamilton).

**\*House Bill No. 2361** -- Sexual Offenses - Establishes uniform risk evaluation and community notification policies and procedures relative to persons convicted of sexual offenses on or after January 1, 1997, and who are required to register under Sexual Offender Registration and Monitoring Act. Amends TCA Title 40, Chapter 39. by \*Turner (Hamilton).

**House Bill No. 2362** -- Child Abuse - Expands scope of child sexual abuse law to include children between 13 and 18; expands offense of statutory rape. Amends TCA Title 37, Chapter 1 and Title 39, Chapter 13. by \*Turner (Hamilton).

**House Bill No. 2363** -- Domestic Violence - Removes pauper's oath from application for protective order. Amends TCA Section 36-3-604. by \*Turner (Hamilton).

**House Bill No. 2364** -- Insurance, Health, Accident - Requires health insurance, policy or plan providing maternity benefits to provide coverage for 48 hours of in-patient care for vaginal delivery and 96 hours for C-section; length of stay not required if post-delivery care provided in home unless physician deems it medically necessary or requested by mother. Amends TCA Title 56, Chapter 7, Part 25. by \*Turner (Hamilton), \*Eckles, \*DeBerry L, \*Jones, S..

**\*House Bill No. 2365** -- Health - Requires facilities which offer specialized care and treatment of persons with Alzheimer's disease to disclose form of care and treatment provided for such persons. Amends TCA Title 68, Chapter 11. by \*Turner (Hamilton).

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**House Bill No. 2366** -- Child Abuse - Requires departments of health and human services to jointly develop information and instructional materials on shaken baby syndrome to be provided free of charge to health facilities, midwives and other child welfare agencies. by \*Turner (Hamilton).

**\*House Bill No. 2367** -- Environment and Conservation, Department of - Encourages owners and operators under environmental law to conduct voluntary internal environmental audits. Amends TCA Titles 24, 25, 26, 27, 28, 29, 39, 40, 43, 62, 68 and 69 and any other titles necessary to effectuate the purpose of this act. by \*Jackson.

**\*House Bill No. 2368** -- Solid Waste Disposal - Adds single county part 9 solid waste authority to list of exemptions to local approval provisions. by \*Jackson.

**\*House Bill No. 2369** -- Tort Liability - Establishes parental immunity for ordinary negligence against unemancipated minors. Amends TCA Title 29, Chapter 34, Part 2. by \*Jackson, \*Wood.

**\*House Bill No. 2370** -- Crime, Victims of - Gives victim of crime against person or victim's representative right to be present in courtroom at all times during trial of defendant charged with committing crime against victim. Amends TCA Title 40, Chapter 38, Part 1. by \*Jackson.

**\*House Bill No. 2371** -- Sentencing - Increases punishment for offense of escape from Class E felony or Class A misdemeanor to one classification lower than highest classification of offense for which defendant was charged or convicted at time of escape. by \*Jackson.

**\*House Bill No. 2372** -- Crime, Victims of - Requires judges, sheriff, court administrator and building manager of courthouse in each county to meet and devise plan by September 1, 1996, whereby victim and prosecution witnesses have waiting room separate and secure from defendant and defense witnesses throughout judicial process. Amends TCA Title 40, Chapter 38, Part 1. by \*Jackson.

**\*House Bill No. 2373** -- Highway Signs - "James M. B. Nickell Highway." segment of S.R. 50, Hickman County - to designate a certain segment of State Route 50 in Hickman County as the "James M. B. Nickell Highway". by \*Jackson.

**\*House Bill No. 2374** -- Education - Authorizes pilot alternative school program for K-12 in three systems of 7,000 or less, one in each grand division to determine most effective methods; appropriates \$25,000 each. Amends TCA Title 49, Chapter 6. by \*Davidson.

**House Bill No. 2375** -- Education - Revises law concerning performance goals and assessments. Amends TCA Title 49, Chapter 1, Part 6. by \*Davidson.

**House Bill No. 2376** -- Psychologists - Deletes requirement that practice by psychological examiner for over-all personality appraisal or classification, personality counseling, psychotherapy or personality readjustment techniques be only under qualified supervision. Amends TCA Section 63-11-202. by \*Hargrove.

**\*House Bill No. 2377** -- DUI/DWI Offenses - Revises time for calculating ten year period used to determine whether prior DUI conviction can be used to enhance punishment of

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

subsequent conviction from date of conviction to date of violation. Amends TCA Title 55, Chapter 10. by \*Hargrove.

**\*House Bill No. 2378** -- DUI/DWI Offenses - Creates presumption that person with two or more prior DUI convictions in violation of DUI statute if .05 percent of alcohol in such person's blood. Amends TCA Title 55, Chapter 10. by \*Hargrove.

**\*House Bill No. 2379** -- Criminal Offenses - Increases from Class C to Class B misdemeanor offense of substitution of drugs in filling physician's prescription. Amends TCA Title 39 and Title 40. by \*Hargrove.

**\*House Bill No. 2380** -- Day Care - Allows family day care home to accept persons up to age 18, rather than age 17. by \*Hargrove.

**House Bill No. 2381** -- Firearms and Ammunition - Revises procedures for obtaining firearms permit. Amends TCA Title 39, Chapter 17, Part 13. by \*Hargrove.

**\*House Bill No. 2382** -- Motor Vehicles - Provides that state regulation of ambulances and emergency medical vehicles operated by emergency medical services licensed by department of health shall not be regulated by department of safety except in matters of motor vehicle titling and registration. Amends TCA Title 55, Chapter 8. by \*Hargrove.

**\*House Bill No. 2383** -- Education, Higher - Establishes civil liability for and criminal offense of sports agent offering, giving or loaning anything of value to student athlete during period of eligibility as inducement for signing agent contract with such agent. Amends TCA Title 49, Chapter 7, Part 21. by \*Hargrove.

**House Bill No. 2384** -- Alcoholic Beverages - Permits imposition of civil penalty for beer violation by city or county prior to hearing; repeals old transitional provisions concerning permits and signs. Amends TCA Section 57-5-108(a)(2). by \*Hargrove.

**\*House Bill No. 2385** -- Attorney General and Reporter - Grants investigator appointed by attorney general same authority as district attorney's criminal investigator. Amends TCA Title 8, Chapter 6. by \*Hargrove.

**\*House Bill No. 2386** -- Highway Signs - "Veterans Memorial Parkway," S. R. 111, Putnam County. Amends TCA. by \*Hargrove.

**\*House Bill No. 2387** -- Veterans - Exempts veterans from driver license fees. Amends TCA Title 55, Chapter 50, Part 3. by \*Windle.

**\*House Bill No. 2388** -- Environment and Conservation, Department of - Requires department to acquire Dale Hollow Lake and surrounding property if federal government attempts to sell such property - to direct the department of conservation to acquire certain property. by \*Windle.

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**\*House Bill No. 2389** -- Pensions and Retirement Benefits - Decreases eligibility requirement for dispensation of benefits to Group 1 members to 25 years of service or age 60. Amends TCA Title 8, Chapter 36, Part 2. by \*Windle.

**\*House Bill No. 2390** -- Sales Tax - Exempts from sales and use tax purchases of active duty military personnel. Amends TCA Title 67, Chapter 6, Part 3. by \*Windle.

**\*House Bill No. 2391** -- Taxes, Gasoline, Petroleum Products - Allocates taxes on fuel sold at marinas and boat docks to tourism and tourist development. Amends TCA Title 67, Chapter 3. by \*Windle.

**\*House Bill No. 2392** -- Military - Authorizes members of Tennessee National Guard to be eligible for enrollment in one course per term at any state-supported college without paying tuition charges or other fees. Amends TCA Section 8-50-114. by \*Windle.

**House Bill No. 2393** -- Hospitals and Health Care Facilities - Adds Fentress County to list of counties participating in pilot program to reimburse licensed residential homes for the aged. Amends TCA Title 12, Chapter 4, Part 3. by \*Windle.

**House Bill No. 2394** -- Veterinarians - Exempts from sales and use tax drugs used or sold by veterinarians in scope of practice. Amends TCA Title 67, Chapter 6. by \*Windle.

**House Bill No. 2395** -- Highway Signs - "Veterans Memorial Parkway," S.R. 111, Overton County. Amends TCA. by \*Windle.

**House Bill No. 2396** -- Food and Food Products - Exempts persons selling food at multi regional events from purchase of food permit. Amends TCA. by \*Windle.

**House Bill No. 2397** -- Public Funds and Financing - Authorizes Morgan County to have six-member budget Committee rather than five-member Committee. Amends TCA Section 5-21-105. by \*Windle.

**HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

**House Bill No. 2065** -- Railroads -- House Transportation Committee

**House Bill No. 2066** -- Correctional Programs -- House State & Local Government Committee

**\*House Bill No. 2067** -- Crime, Victims of -- House State & Local Government Committee

**\*House Bill No. 2068** -- Public Records -- House Judiciary Committee

**House Bill No. 2069** -- Victims Rights -- House Judiciary Committee

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

- \*House Bill No. 2070** -- Crime, Victims of -- House Judiciary Committee
- \*House Bill No. 2071** -- Municipal Government -- House State & Local Government Committee
- \*House Bill No. 2072** -- TennCare -- House Commerce Committee
- \*House Bill No. 2073** -- DUI/DWI Offenses -- House Judiciary Committee
- \*House Bill No. 2074** -- Sentencing -- House Judiciary Committee
- \*House Bill No. 2075** -- Drugs -- House Judiciary Committee
- \*House Bill No. 2076** -- Privacy, Confidentiality -- House Judiciary Committee
- \*House Bill No. 2077** -- Insurance, Health, Accident -- House Commerce Committee
- \*House Bill No. 2078** -- Obscenity and Pornography -- Caption Bill Held on House Desk
- \*House Bill No. 2079** -- Civil Procedure -- House Judiciary Committee
- \*House Bill No. 2080** -- Arbitration -- House Judiciary Committee
- \*House Bill No. 2081** -- Cemeteries -- House Commerce Committee
- \*House Bill No. 2082** -- Cemeteries -- Caption Bill Held on House Desk
- \*House Bill No. 2083** -- Insurance, Health, Accident -- House Commerce Committee
- House Bill No. 2084** -- Carroll County -- Local Bills Held on House Desk
- House Bill No. 2085** -- Election Laws -- House State & Local Government Committee
- \*House Bill No. 2086** -- Taxes, Privilege -- House Finance, Ways & Means Committee
- \*House Bill No. 2087** -- Custody and Support -- House Judiciary Committee
- \*House Bill No. 2088** -- Railroads -- House Judiciary Committee
- \*House Bill No. 2089** -- Railroads -- House Transportation Committee
- \*House Bill No. 2090** -- Museums -- House State & Local Government Committee

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**\*House Bill No. 2091** -- Bad Checks -- House Judiciary Committee

**House Bill No. 2092** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

**\*House Bill No. 2093** -- Election Laws -- House State & Local Government Committee

**\*House Bill No. 2094** -- Animals -- House Judiciary Committee

**\*House Bill No. 2095** -- Taxes, Sales -- House Finance, Ways & Means Committee

**\*House Bill No. 2096** -- State Employees -- House State & Local Government Committee

**\*House Bill No. 2097** -- Real Property -- House Commerce Committee

**\*House Bill No. 2098** -- Child Abuse -- House Judiciary Committee

**House Bill No. 2099** -- T.B.I. -- Caption Bill Held on House Desk

**House Bill No. 2100** -- Taxes, Sales -- House Finance, Ways & Means Committee

**House Bill No. 2101** -- Hospitals and Health Care Facilities -- Health & Human Resources Committee

**House Bill No. 2102** -- Insurance Companies, Agents, Brokers -- House Commerce Committee

**\*House Bill No. 2103** -- Mobile Homes and Manufactured Buildings -- House Transportation Committee

**\*House Bill No. 2104** -- Civil Procedure -- House Health & Human Resources Committee

**\*House Bill No. 2105** -- Boards and Commissions -- House State & Local Government Committee

**House Bill No. 2106** -- Motor Vehicles -- House Government Operations Committee

**House Bill No. 2107** -- Municipal Government -- House State & Local Government Committee

**House Bill No. 2108** -- Highways, Roads and Bridges -- House Transportation Committee

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**\*House Bill No. 2109** -- Public Employees -- House State & Local Government Committee

**\*House Bill No. 2110** -- Explosives -- House State & Local Government Committee

**\*House Bill No. 2111** -- Regional Authorities -- House Transportation Committee

**House Bill No. 2112** -- Election Laws -- House State & Local Government Committee

**\*House Bill No. 2113** -- Public Service Commission -- House State & Local Government Committee

**House Bill No. 2114** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2115** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2116** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2117** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2118** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2119** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2120** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2121** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2122** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2123** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2124** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2125** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2126** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2127** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2128** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2129** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2130** -- Sunset Laws -- House Government Operations Committee

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**House Bill No. 2131** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2132** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2133** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2134** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2135** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2136** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2137** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2138** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2139** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2140** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2141** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2142** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2143** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2144** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2145** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2146** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2147** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2148** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2149** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2150** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2151** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2152** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2153** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2154** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 2155** -- Sunset Laws -- House Government Operations Committee

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

- House Bill No. 2156** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 2157** -- Sunset Laws -- House Government Operations Committee.
- House Bill No. 2158** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 2159** -- Annexation -- House State & Local Government Committee
- House Bill No. 2160** -- Utilities, Utility Districts -- House State & Local Government Committee
- \*House Bill No. 2161** -- Motor Vehicles, Titling and Registration -- House Commerce Committee
- House Bill No. 2162** -- Fire Prevention and Investigation -- House Commerce Committee
- \*House Bill No. 2163** -- Local Education Agency -- Health & Human Resources Committee
- House Bill No. 2164** -- Annexation -- House State & Local Government Committee.
- House Bill No. 2165** -- Highway Signs -- House Transportation Committee
- House Bill No. 2166** -- Tennessee Higher Education Commission -- House Education Committee
- House Bill No. 2167** -- Municipal Government -- House Judiciary Committee
- House Bill No. 2168** -- County Government -- House State & Local Government Committee
- House Bill No. 2169** -- Naming and Designating -- House State & Local Government Committee.
- House Bill No. 2170** -- Utilities, Utility Districts -- House State & Local Government Committee
- House Bill No. 2171** -- Teachers -- House Education Committee
- \*House Bill No. 2172** -- Juvenile Offenders -- House Judiciary Committee
- \*House Bill No. 2173** -- Animals -- House Judiciary Committee
- House Bill No. 2174** -- Tort Liability -- House Judiciary Committee
- \*House Bill No. 2175** -- Loan Companies -- House Consumer & Employee Affairs Committee

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**\*House Bill No. 2176** -- Public Buildings -- House State & Local Government Committee

**House Bill No. 2177** -- Public Records -- House Judiciary Committee

**House Bill No. 2178** -- Greene County -- Local Bills Held on House Desk

**House Bill No. 2179** -- Taxes, Hotel Motel -- House Finance, Ways & Means Committee

**House Bill No. 2180** -- Litter Control -- House Transportation Committee

**House Bill No. 2181** -- Franklin -- Local Bills Held on House Desk

**House Bill No. 2182** -- Barbers -- House Commerce Committee

**House Bill No. 2183** -- Divorce and Annulment -- House Judiciary Committee

**House Bill No. 2184** -- Insurance, Liability -- House Commerce Committee

**House Bill No. 2185** -- Pesticides -- House Agriculture Committee

**House Bill No. 2186** -- Motor Vehicles, Titling and Registration -- House Judiciary Committee

**House Bill No. 2187** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

**House Bill No. 2188** -- Hospitals and Health Care Facilities -- House Health & Human Resources Committee

**\*House Bill No. 2189** -- Parks, Natural Areas Preservation -- House Conservation and Environment Committee

**\*House Bill No. 2190** -- Pensions and Retirement Benefits -- House Finance, Ways & Means Committee

**House Bill No. 2191** -- Unemployment Compensation -- House Consumer & Employee Affairs Committee

**House Bill No. 2192** -- Unemployment Compensation -- House Consumer & Employee Affairs Committee

**House Bill No. 2193** -- Highways, Roads and Bridges -- House Transportation Committee

**House Bill No. 2194** -- Alcoholic Beverages -- House State & Local Government Committee

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**House Bill No. 2195** -- Taxes, Business -- House Finance, Ways & Means Committee

**House Bill No. 2196** -- Highway Signs -- House Transportation Committee

**House Bill No. 2197** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

**House Bill No. 2198** -- Mortgages -- House Commerce Committee

**House Bill No. 2199** -- Charitable Institutions -- House Commerce Committee

**House Bill No. 2200** -- Knox County -- House State & Local Government Committee

**House Bill No. 2201** -- Highways, Roads and Bridges -- House Transportation Committee

**House Bill No. 2202** -- Courts, Criminal -- House Judiciary Committee

**House Bill No. 2203** -- Highways, Roads and Bridges -- House Transportation Committee

**House Bill No. 2204** -- Insurance, Motor Vehicles -- House Commerce Committee

**\*House Bill No. 2205** -- Taxes, Sales -- House Finance, Ways & Means Committee

**\*House Bill No. 2206** -- Contractors -- House Commerce Committee

**House Bill No. 2207** -- State Prisoners -- House Judiciary Committee

**\*House Bill No. 2208** -- Election Laws -- House State & Local Government Committee

**House Bill No. 2209** -- DUI/DWI Offenses -- House Judiciary Committee

**\*House Bill No. 2210** -- Funeral Directors and Embalmers -- House Commerce Committee

**\*House Bill No. 2211** -- Local Government, General -- House State & Local Government Committee

**\*House Bill No. 2212** -- Law Enforcement -- House Judiciary Committee

**\*House Bill No. 2213** -- Education -- House Education Committee

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**House Bill No. 2214** -- Election Laws -- House State & Local Government Committee

**House Bill No. 2215** -- Business and Commerce -- House Commerce Committee

**House Bill No. 2216** -- Election Laws -- House State & Local Government Committee

**\*House Bill No. 2217** -- Taxes -- House Finance, Ways & Means Committee

**House Bill No. 2218** -- Mental Illness -- House Health & Human Resources Committee

**House Bill No. 2219** -- Prayer -- House Judiciary Committee

**House Bill No. 2220** -- Professions and Occupations -- House Government Operations Committee

**House Bill No. 2221** -- Motor Vehicles -- House Commerce Committee

**\*House Bill No. 2222** -- Lobbying, Lobbyists -- House State & Local Government Committee

**House Bill No. 2223** -- Taxes, Excise -- Caption Bill Held on House Desk

**House Bill No. 2224** -- Taxes, Tobacco, Tobacco Products -- Caption Bill Held on House Desk

**House Bill No. 2225** -- Insurance, Health, Accident -- House Commerce Committee

**House Bill No. 2226** -- Health -- Caption Bill Held on House Desk

**\*House Bill No. 2227** -- Highway Signs -- House Transportation Committee

**\*House Bill No. 2228** -- Licenses -- House Consumer & Employee Affairs Committee

**House Bill No. 2229** -- Statutes -- House Judiciary Committee

**House Bill No. 2230** -- Criminal Offenses -- House Judiciary Committee

**House Bill No. 2231** -- Liens -- House Judiciary Committee

**House Bill No. 2232** -- Bail, Bail Bonds -- House Judiciary Committee

**House Bill No. 2233** -- Divorce and Annulment -- House Judiciary Committee

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**\*House Bill No. 2234** -- Handicapped Persons -- House State & Local Government Committee

**\*House Bill No. 2235** -- Highway Signs -- House Transportation Committee

**\*House Bill No. 2236** -- Bankruptcy -- House Judiciary Committee

**\*House Bill No. 2237** -- Corporations -- House Judiciary Committee

**\*House Bill No. 2238** -- Liens -- House Judiciary Committee

**\*House Bill No. 2239** -- Highways, Roads and Bridges -- House Transportation Committee

**\*House Bill No. 2240** -- Local Government, General -- House State & Local Government Committee

**CONSENT CALENDAR**

**House Resolution No. 155** -- Memorials - 160th anniversary of Davy Crockett's death. by \*Herron.

**House Joint Resolution No. 392** -- Memorials, Recognition and Thanks - Lillian Marguerite Goins Steele. by \*Armstrong.

**House Joint Resolution No. 393** -- Memorials, Public Service - Dewitt Rollins. by \*Buck.

**House Joint Resolution No. 395** -- Memorials, Personal Occasion - Hoyt and Reba Gwaltney, 50th anniversary. by \*Buck.

**House Joint Resolution No. 396** -- Memorials, Retirement - Sam Hannah. Amends TCA. by \*Jackson.

Pursuant to **Rule No. 50**, Rep. Miller moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.....	95
Noes .....	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby),

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Pinion, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

**ANNOUNCEMENTS**

**REPORT FILED**

The Clerk announced that the Department of Education's annual report on the progress of Teen Learning Centers has been filed with the Chief Clerk's Office pursuant to TCA 49-1-501.

**UNFINISHED BUSINESS**

**SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Bill No. 2364:** Rep(s). Eckles, DeBerry, L., and Jones S. as prime sponsor(s).

**House Bill No. 2426:** Rep(s). Stamps as prime sponsor(s).

**MESSAGE FROM THE SENATE**

**January 22, 1996**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 377; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**ENROLLED BILLS**

**January 22, 1996**

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 377.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED**

**January 22, 1996**

The Speaker signed the following: House Joint Resolution(s) No(s). 377.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

January 22, 1996

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 377; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

January 22, 1996

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 377.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**ENGROSSED BILLS**

January 22, 1996

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 392, 393, 395 and 396.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED**

January 22, 1996

The Speaker signed the following: Senate Bill(s) No(s). 1948; also, Senate Joint Resolution(s) No(s). 297.

**ROLL CALL**

The roll call was taken with the following results:

Present.....96

Representatives present were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Pinion, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

**MONDAY, JANUARY 22, 1996 -- FIFTY-SECOND LEGISLATIVE DAY**

**RECESS MOTION**

On motion of Rep. Hargrove the House recessed until 2:00 p.m., Wednesday, January 24, 1996.